

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

PAUL E. LUBIENECKI,

Defendant.

**DEFENDANT'S STATEMENT
WITH RESPECT TO
SENTENCING FACTORS**

Cri. No. 20-CR-77A

Defendant, Paul E. Lubienecki, through his attorneys, Personius Melber LLP, Rodney O. Personius, Esq., of counsel, does hereby adopt the factual statements and calculations under the *United States Sentencing Guidelines* set forth in the Pre-Sentence Investigation Report prepared by United States Probation Officer Lisa Ferraro.

On behalf of Mr. Lubienecki, a sentencing memorandum and application for a non-*Guidelines* sentence will be filed in accordance with the scheduling order entered by the Court in reference to sentencing.

Dated: Buffalo, New York
October 19, 2021.

/s/ Rodney O. Personius
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